

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY SECOND DAY OF AUGUST
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE C.V.RAMULU

WRIT PETITION No. 5042 of 1999

Between:

Smt. C.Manema

..... PETITIONER

AND

The Regional Provident Fund Commissioner,
Andhra Pradesh, Barkatpura,
Hyderabad.

.....RESPONDENT

ORDER:

This writ petition is filed by the second wife of the deceased employee late C.Kanakaiah, who was the member under the Employees Family Pension Scheme, 1971, aggrieved by the impugned order, when she was asked to produce a succession certificate since the 1st wife of the deceased employee was shown as nominee, for the purpose of receiving death benefits and also as per law.

Such an order passed by the authorities, cannot be said either as arbitrary or illegal, and the petitioner is necessarily has to file a petition for succession certificate and claim her benefits from the respondent. Therefore, the writ petition is devoid of merit and liable to be dismissed.

Accordingly, the Writ Petition is dismissed. No order as to costs.

C.V.RAMULU,J

Dated: 22.08.2005

Dsr